



1 **SAO**
2 **RICHARD A. HARRIS, ESQ.**
3 Nevada Bar No.: 00505
4 **JOHNATHAN M. LEAVITT, ESQ.**
5 Nevada Bar No.: 13172
6 **RICHARD HARRIS LAW FIRM**
7 801 South Fourth Street
8 Las Vegas, Nevada 89101
9 Phone: (702) 444-4444
10 Fax: (702) 444-4455
11 E-Mail: JLeavitt@RichardHarrisLaw.com
12 *Attorneys for Plaintiff*

13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 DANIEL WRIGHT, an individual,
16
17 Plaintiff,

18 vs.

19 JAMES RIVER INSURANCE COMPANY, a
20 foreign corporation; DOES I through X,
21 inclusive and ROE BUSINESS ENTITIES I
22 through X, inclusive,
23 Defendant.

CASE NO: 2:21-cv-00992 -JAD-VCF

STIPULATION AND ORDER TO
REMAND TO STATE DISTRICT
COURT

ECF No. 6

19 Plaintiff DANIEL WRIGHT, by and through his counsel of record, JOHNATHAN M.
20 LEAVITT, ESQ., of the RICHARD HARRIS LAW FIRM, and Defendant JAMES RIVER
21 INSURANCE COMPANY, by and through its counsel of record, JARED G. CHRISTENSEN,
22 ESQ., of the law firm of BREMER WHYTE BROWN & O'MEARA LLP, hereby agree and
23 stipulate as follows:

24 The parties agree and stipulate that the above action matter styled *Daniel Wright v. James*
25 *River Insurance Company*, Case No. 2:21-cv-00992, shall be remanded to the Eighth Judicial
26 District Court.

27 THAT the above-captioned case shall be reopened in the Eighth Judicial District Court of
28 Clark County, Nevada, Department 32, Case No. A-21-832321-C.

1 THAT upon remand to State Court, Plaintiff shall dismiss his second cause of action for
2 breach of the covenant of good faith and fair dealing, as well as his third cause of action for violation
3 of unfair claims practices act, leaving only his first cause of action for breach of contract.

4 STIPULATED AND AGREED TO BY:

5
6 DATE: 06/28/2021

DATE: 06/28/2021

7
8 **RICHARD HARRIS LAW FIRM**

**BREMER WHYTE
BROWN & O'MEARA, LLP**

9 /s/ Johnathan M. Leavitt

/s/ Melissa Ingleby

10 JOHNATHAN M. LEAVITT, ESQ.

MELISSA INGLEBY, ESQ.

11 Nevada Bar No. 13172

Nevada Bar No. 12935

12 801 South Fourth Street

1160 N. Town Center Drive, Ste 250

13 Las Vegas, Nevada 89101

Las Vegas, Nevada 89144

14 *Attorneys for Plaintiff*

Attorneys for Defendant

15 **ORDER**

16 Based on the parties' stipulation and agreement that, upon remand, plaintiff will dismiss
17 his claims for breach of the covenant of good faith and fair dealing and violation of the Nevada
18 Unfair Claims Practices Act, leaving only his breach-of-contract claim [ECF No. 6],

19 IT IS HEREBY ORDERED that this action is REMANDED back to Department 32 of
20 the Eighth Judicial District Court for Clark County, Nevada, Case No. A-21-832321-C.

21 IT IS FURTHER ORDERED that the Clerk of Court is directed to CLOSE THIS CASE.

22
23 
U.S. District Judge Jennifer A. Dorsey

24 Dated: July 12, 2021

